

STATE BOARD MEETING DATEOctober 27, 2008**SUBJECT:** Consideration of Review Case No. C-2008-052R, Dorothy Shaw**SUBMITTED BY:** Charles Easaw, Chief Investigator, Investigative Unit, State Board of Education**MANAGEMENT TEAM REVIEW:** October 9, 2008**BACKGROUND INFORMATION:**

Dorothy Shaw applied for a Substitute teaching certificate on May 8, 2008. She disclosed that in 1993, her professional Nursing license had been suspended.

- She wrote that the State of Colorado suspended her Nursing license “For false charges”. She continued that “There was no harm done to any patient nor was (she) accused of harming any patients”. She also wrote that “All charges were made up from alleged accusations that could not be proven”.

The Investigative Unit obtained documents from the Colorado State Board of Nursing (“Colorado Board”), dated June 17, 1993.

Among other violations, the Colorado Board found that as to specific patients, Ms. Shaw committed the following acts:

- failed to recognize decelerations and initiate appropriate nursing interventions
- failed timely to draw hourly glucose tests and appropriate labs
- failed to maintain IV
- failed to comply with physician’s order for hourly vital signs

The Colorado Board found that Ms. Shaw committed ongoing, serious violations of the Nurse Practice Act and that she posed a safety risk to the public if she was permitted to continue to practice.

The Colorado Board further determined that “... in light of the fact that (Ms. Shaw) is unwilling to acknowledge her deficiencies or accept responsibility for her conduct, she is not an appropriate candidate for retraining.” Her licenses were revoked, effective July 22, 1993.

Documents from the Arizona Board of Nursing, dated March 17, 1994, show that Ms. Shaw fraudulently completed the Arizona application for endorsement by failing to report that she had licenses in Colorado, New Mexico and California; and failed to report that the Colorado State Board of Nursing had revoked both her practical and professional nursing licenses on July 22, 1993. Ms. Shaw signed a consent agreement whereby her Arizona nursing license was suspended for an indefinite period until the revocation by the Colorado Board has been resolved.

In May, 1998, the Arizona Board of Nursing voted to stay the suspension of Ms. Shaw’s nursing license while she is participating in an RN Re-entry program at Mohave Community College. Her current nursing status is “Active: Refresher Course Only” and is valid until February 23, 2009, only in Arizona.

Ms. Shaw was notified by the Investigative Unit that her application required a review by the Professional Practices Advisory Committee (the “PPAC”) of the State Board of Education (“the Board”).

The PPAC conducted a review hearing on September 9, 2008. The committee concluded that the reason for the revocation of Ms. Shaw’s nursing license has no bearing when it comes to an education setting, and is not relevant to teaching. By a vote of 4 to 0, the PPAC made its recommendation to grant certification based on the following:

Aggravating factor:

- Revocation of nursing license in Colorado

Mitigating factors:

- Arizona Professional Nursing License is valid while she completes the Mohave Community College RN re-entry program.
- The amount of time (15 years) that has lapsed since the incidents in Colorado
- Lack of a criminal record
- Letters of recommendation

**BOARD ACTION REQUESTED: [] INFORMATION [X] ACTION/DESCRIBED
BELOW:**

That the Board accepts the findings of fact, conclusions of law and recommendation of the PPAC and **grant Dorothy Shaw’s** application for certification.

ATTACHMENTS: YES [X] NO []